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Atty Dk: 9400-0006
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Patricia K. Jones
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TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

FRANCIS et al.

Serial No.: 09/657,289

Group Art Unit: 1645

Filing Date: September 7, 2000

Examiner: Unassigned

Title: LUCIFERASE EXPRESSION CASSETTES AND METHODS OF USE

TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is an Supplemental Information Disclosure Statement, including a Form PTO-1449 and copies of the cited references. It is believed that no fee is due.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.

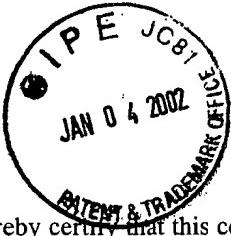
Respectfully submitted,

Date: 17 Oct 2001

By:

Gary R. Fabian
Gary R. Fabian
Registration No. 33,875
Patent Agent for Applicants

ROBINS & PASTERNAK LLP
90 Middlefield Road, Suite 200
Menlo Park, CA 94025
Telephone: (650) 325-7812
Facsimile: (650) 325-7823



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The information listed below may be material to the examination of the above-identified application. Copies of the information and completed PTO-1449 forms are submitted herewith. The Examiner is respectfully requested to make this information of official record in the application. The information includes:

Beyer and Böhm, "Labeling *Salmonella* Live Vaccine Strains with the lux Operon from *Vibrio Fischeri* Improves Their Detection and Discrimination from Wild Type," *Microbiol. Res.* 151:407-419 (1996);

Meighn, E. A., "Genetics of Bacterial Bioluminescence," *Annu. Rev. Genet.* 28:117-139 (1994); and

Sohaskey et al., "Tn456 and Luciferase: Synergistic Tools for Visualizing Transcription in *Streptomyces*," *Gene* 115:67-71 (1992).

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This Supplemental Information Disclosure Statement under 37 CFR § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

Respectfully submitted,

Date: 17 Oct 2001

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